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Rev 01/05


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Victor P. Andreev et al.
Application No. : 10/510,992
Filed : July 11, 2005
Confirmation No. : 2081
For : MATCHED FILTRATION WITH EXPERIMENTAL NOISE
DETERMINATION FOR DENOISING PEAK PICKING AND
QUANTITATION IN LC-MS
Examiner : Aditya S. Bhat
Attorney's Docket : NU-597XX

TC Art Unit: 2863

I hereby certify that this correspondence is being sent via
facsimile to OFFICE OF PETITIONS, Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450, Fax No. (703) 872 9306, on
4/12/07.

By: 
Stanley M. Schurgin
Registration No. 20,979
Attorney for Applicants

PETITION TO CORRECT FILING DATE

Via Facsimile
Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A filing date of July 11, 2005 has been accorded the above-referenced patent application. The filing date should be October 12, 2004. Enclosed herewith is a copy of the Express Mail label, showing a date stamp of October 12, 2004. The Applicants point out that the Express Mail label incorrectly indicates that the

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"date in" was 11/12/04. To confirm that the "date in" on the Express Mail label should be 10/12/04, the Applicants have enclosed herewith a copy of a return receipt postcard, showing that the transmittal letter for U.S. National Phase and the executed oath or declaration of the inventors was received at the PCT/PTO on October 12, 2004, in the above-referenced application.

The Applicants further point out that the Notification of Missing Requirements under 35 U.S.C. 371 mailed June 24, 2005 in the above-referenced application indicates that the first executed oath or declaration of the inventors did not comply with 37 C.F.R. 1.497(a) and (b) in that it did not identify the application to which it was directed. It is respectfully submitted, however, that the Applicants' failure to identify the application to which the first executed oath or declaration was directed constitutes harmless error when the transmittal letter for U.S. National Phase and the executed oath or declaration is sent to the PTO in the same Express Mail envelope.

Accordingly, the Applicants respectfully request that the filing date of the above-referenced application be changed to October 12, 2004.


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The Examiner is encouraged to telephone the undersigned Attorney to discuss any matter relating to the above petition to correct filing date.

In the event any additional fee is required, please charge such amount to Patent and Trademark Office Deposit Account No. 23-0804.

Respectfully submitted,

VICTOR P. ANDREEV ET AL.

By: 
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SMS/pjd
Enclosure

350584.1

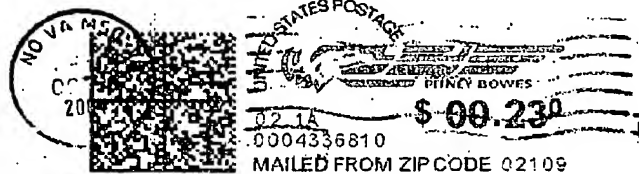
[illegible]

Applicant: Victor P. Andreev et al
 Title: MATCHed Filtration with Filed: HEREwith
 Application No. PCT/US03/11193 Patent No. _____ Docket No. NY-597XX
 Enclosed is the following:
☒ U.S. NAT'L PHASE
☐ Transmittal Letter in triplicate.
 Check(s) for: \$ 547.00
☐ Application including Pgs. _____ of Spec.,
 _____ of claims and pg _____ of Abstract
☒ Declaration and Power of Attorney,
 Check(s) for: signed
☐ Informal / Formal Drawings,
 _____ Sheets of Figs. _____
☐ Letter to Chief Draftsman;
☐ Amend./Resp. dated _____
 Check(s) for: _____
☐ Information Disclosure Statement, Form 1449,
 _____ refs., Check for _____
☐ Assignment; Check for _____
☐ Issue Fee; PTO Form 85B&C; Check for _____
 Date Mailed: 10/12/04
 Date Due: _____
 Initials: BEG/pjd
 Express Mail Receipt No. EV 223345549 45

☐ Certificate/Letter of Correction,
 Cover letter & check for _____
☐ Notice of Appeal (In Triplicate),
 Check for _____
☐ Petition for Extension of Time for
 _____ Months, Check for _____
☒ Assessed Verified Statement Claiming Small Entity Status
☐ Certificate of Mailing by Express Mail
☐ Other _____

DT02 Rec'd PCT/PTO 12 OCT 2004

Receipt Date & Application No.
10/510992



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